

ABSTRACT

Public Servants - Women Development & Child Welfare Department - Allegation of Corruption against Smt Manda Varalakshmi, Grade-I Supervisor, CDPO, ICDS Project Officer, Kapileswarapuram, East Godavari District - Trapped on 16-05-2008 - Sanction of Prosecution under Prevention of Corruption Act 1988 - Orders - Issued.

WOMEN DEVELOPMENT CHILD WELFARE & DISABLE WELFARE (ESTT-A1) DEPARTMENT

G.O.Ms.No 9..

Dated:17th February, 2009.

ORDER:

1. Whereas, Smt Manda Varalakshmi worked as Grade-I Supervisor, FAC CDPO, ICDS Project Office, Kapileswarapuram East Godavari District from 17/08/2005 to 16-5-2008 and by virtue of the post held by her she falls under the category of public servants as defined under Section 2 (C) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).
2. And whereas, on 14/05/2008 Sri Koppisetti Srinivas, S/o Ramarao, C/Settibalija, A/34 years, O/Contractor, Venkatayapalem Village of Rajmachandrapuram Mandal, East Godavari District came to the office of the Deputy Superintendent of Police, Anti Corruption Bureau, Rajahmundry Range, Rajahmundry and lodged a Telugu written complaint before the Range Inspector-II, ACB, Rajahmundry. The brief facts of the complaint are that Sri K. Srinivas is eking out his livelihood by doing small contract works at Venkatayapalem village and Ramachandrapuram Municipality limits. Smt Gollakoti Ratna Rani, W/o Venkata Swamy of Venkatayapalem has about 30 acres of agricultural land and all the personal works belonging to her are being looked after by Sri Koppisetti Srinivas. Smt Ratna Rani possesses Maruti Alto car bearing No. A.P 5 BE 0711 and the said car was engaged with Smt Manda Vara Lakshmi, FAC, CDPO, ICDS, Kapileswarapuram for official use on hire basis @ Rs.13,000/- per month since 09/08/2007. Smt Ratna Rani requested Sri K. Srinivas to look after the maintenance of the above said car. The said contract ended by 31-03-2008. Smt Vara Lakshmi, CDPO, used to give demand draft to Sri K. Srinivas every month in the name of Smt Ratna Rani for Rs.13,000/- and in turn Sri K. Srinivas used to hand over the same to Smt Ratna Rani. The payments were made up to January 2008. Amounts of Rs.26,000/- for the months of 2/2008 and 3/2008 were due to Smt Ratna Rani. When Sri K. Srinivas met Smt Manda Vara Lakshmi many times for the above said amount, she stated that there would be some formalities and further stated that they were busy and advised him to meet later. Finally on 14-05-2008 when Sri K. Srinivas met Smt Manda Vara Lakshmi with a request

to hand over two Demand Drafts for Rs. 26,000/- she demanded an amount of Rs.10,000/- as bribe for handing over the said Demand Drafts. When Sri K. Srinivas pleaded his inability to pay such huge amount, she reduced the bribe amount to Rs.9,000/- and instructed Sri K. Srinivas to come to her office on 16/05/2008 with the amount, otherwise the question of handing over of DDs would not arise. Sri K. Srinivas accepted to pay the bribe amount as there was no other way. Sri K. Srinivas informed the matter to Smt. Ratna Rani. As Ratna Rani was not willing to pay the bribe amount to Smt. Manda vara Lakshmi, CDPO, she requested Sri K. Srinivas to lodge a complaint before the ACB, Rajahmundry. Accordingly, Sri K. Srinivas lodged the written complaint before the Range Inspector-II, O/o. DSP, ACB, Rajahmundry on 14/05/2008 for taking action.

3. Whereas, on receipt of the complaint, confidential enquiries were made and it came to know that the reputation of Smt. Manda vara Lakshmi, CDPO, was not good and since the complaint was genuine and the complainant had no motive, a case in Cr.No.5/RCT-RJY/08 U/s 7, 13 (2) r/w 13 (1) (d) of Prevention of Corruption Act 1988 of ACB, Rajahmundry Range was registered at 8-00 AM. on 16/05/2008 by the DSP, ACB, Rajahmundry and investigated into.

4. Whereas, on 16/05/2008 when Sri K. Srinivas met Smt. Manda vara Lakshmi, CDPO, at her office i.e., CDPO, ICDS Project Office, Kapileswarapuram, she demanded and accepted an amount of Rs.9,000/- from him to do the official favour i.e., to hand over two DDs of Rs.26,000/- i.e., Rs.13000/- each towards hire charges for the months of 2/2008 and 3/2008 for the car bearing No. AP 5 BE 0711 of Gollakoti Ratnarani. Sri M. Nageswara Rao, S/o. Veerraju, aged 34 years, JrAsst. O/o. ICDS Kapilleswarapuram. East Godavari District received the tainted amount of Rs.9000/- from Smt. Manda vara Lakshmi, CDPO, knowingly that the amount was bribe. He counted the tainted amount, kept the same in the bag and the bag was kept in the almarah of Smt. Manda vara Lakshmi, CDPO. The phenolphthalein test conducted over right hand and left hand fingers of Smt. Manda vara Lakshmi, CDPO, yielded positive result. The tainted currency notes of Rs.9,000/- were recovered from the bag and the bag was kept in the almarah of Smt. Manda vara Lakshmi, CDPO, at her instance. The connected made-up file was seized from the table of Smt. Manda vara Lakshmi, CDPO, in the presence of Mediators under cover of Mediators Report No.-II.

5. And whereas, the above acts of Smt. Manda vara Lakshmi, Gr-I Supervisor, FAC, CDPO ICDS Kapileswarapuram, East Godavari District constitute the offence punishable under sections 7 and sub-section (2) of section 13 r/w clause (d) of Sub-section (1) of section 13 of the prevention of corruption Act, 1988 (Central Act.49 of 1988)

6. And whereas, the Govt., of AP being competent authority to remove Smt. Manda vara Lakshmi Gr-I, Supervisor, FAC CDPO, ICDS Kapileswarapuram, East Godavari District from service after fully and carefully examining the material placed before them in respect of the above said allegation and having regard to the facts and circumstances of the case, consider that Smt. Manda Vara Lakshmi Gr-I, Supervisor, FAC CDPO, ICDS Project, Kapileswarapuram, East Godavari District should be prosecuted in a court of law for the aforesaid offence.

7. Now, therefore in exercise of powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act 1988 (Central Act 49 of 1988), the Government of AP hereby accord sanction for prosecution of Smt. Manda Vara Lakshmi Gr-I, Supervisor, FAC CDPO, ICDS Project, Kapileswarapuram, East Godavari District for the offence punishable under Section 7 and sub-section (2) of section 13, r/w clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act 1988 (Central Act 49 of 1988), and also for any cognate offence punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by the court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(M. CHAYA RATAN)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti Corruption Bureau,
A.P., Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER